

EXHIBIT 9

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE DISTRICT OF NEW JERSEY

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5 IN RE: JOHNSON & JOHNSON :
6 TALCUM POWDER PRODUCTS :
7 MARKETING, SALES PRACTICES, :
8 AND PRODUCTS LIABILITY :
9 LITIGATION :
10 THIS DOCUMENT RELATES TO: : MDL No. 16-2738
11 :
12 HILARY CONVERSE, et al., :
13 Plaintiff, : Case No. 3:18-cv-
14 v : 17586-FLW-LHG
15 JOHNSON & JOHNSON, et al., :
16 Defendants. :
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JANUARY 28, 2021

Remote Oral Video Deposition, taken
via Zoom, of PETER SCHWARTZ, M.D.,
commencing at 10:01 a.m., on the above date,
before Margaret M. Reihl, Realtime Reporter
and Certified Court Reporter for the State
of New Jersey.

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<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES: 2 ONDER LAW, LLC 3 BY: CYNTHIA L. GARBER, ESQUIRE 4 110 East Lockwood Avenue 5 St. Louis, Missouri 63119 6 (314) 408-6197 garber@onderlaw.com Representing the Plaintiff</p> <p>7 SHOOK, HARDY & BACON, LLP 8 BY: SCOTT A. JAMES, ESQUIRE 9 JPMorgan Chase Tower 10 600 Travis St., Suite 3400 11 Houston, TX 77002 12 (713) 227-8008 sjames@shb.com 13 Representing the Defendant, 14 Johnson & Johnson 15 16 Also present: Kayleigh Duran, 17 Videographer 18 19 20 21 22 23 24 25</p>	<p style="text-align: right;">Page 4</p> <p>1 THE VIDEOGRAPHER: We are now on the 2 record. My name is Kayleigh Duran, a 3 videographer for Golkow Litigation Services. 4 Today's date is January 28, 2021 and the 5 time is 10:01 a.m. This deposition is being 6 held by remote Zoom in the matter of Talc, 7 Hilary Converse versus Johnson & Johnson, 8 et.al. The deponent today is Dr. Peter 9 Schwartz. 10 All parties to the deposition are 11 appearing remotely and have agreed to the 12 witness being sworn in remotely. All 13 appearances are noted on the stenographic 14 record. 15 Will the court reporter please 16 administer the oath. 17 PETER EDWARD SCHWARTZ, M.D., having 18 been duly sworn as a witness, was examined 19 and testified as follows: 20 BY MR. JAMES: 21 Q. Good morning, Dr. Schwartz. As we said just 22 a second ago, my name is Scott James and I am 23 counsel for the Johnson & Johnson defendants. 24 Can you hear me okay? 25 A. Yes, I can.</p>
<p style="text-align: right;">Page 3</p> <p>1 - - - 2 I N D E X 3 - - - 4 Testimony of: PETER SCHWARTZ, M.D. 5 By Mr. James 4, 84 6 By Ms. Garber 64</p> <p>7 - - - 8 E X H I B I T S 9 - - - 10 SCHWARTZ DEPOSITION EXHIBITS MARKED 11 No. 1 Notice of Deposition 9 12 No. 2 Curriculum Vitae 10 13 No. 3 Medical records 14 ConverseH-SchwartzP-00001 15 through 00065 12 16 No. 4 Medical records 17 CONVERSE HILARY 18 DRPETERSCHWARTZ 0001 19 through 00130 12 20 No. 5 Operative Report 21 CONVERSE HILARY 22 YALENEWHAVENHOSPITAL 23 00090 through 00094 12 24 No. 6 ProHealth Physicans record 25 HConverse-PL-69 through 73 12</p> <p>No. 7 Yale Medicine Pamphlet Ovarian Cancer 60</p> <p>21 22 23 24 25</p>	<p style="text-align: right;">Page 5</p> <p>1 Q. Can you please state your full name for the 2 record. 3 A. Peter Edward Schwartz. 4 Q. And, Dr. Schwartz, do you have a particular 5 medical specialty? 6 A. I'm a gynecologic oncologist. 7 Q. And, Doctor, we are here to take your 8 deposition filed in a case by your patient, Hilary 9 Converse. 10 Do you understand that? 11 A. Yes, I do. 12 Q. And Ms. Converse has filed a case against 13 the Johnson & Johnson defendants alleging that her 14 use of talcum powder has caused ovarian cancer. 15 Do you generally understand that allegation? 16 A. Yes, I do. 17 Q. Do you understand that you are not a party 18 to this case? 19 A. I've been told that, yes. 20 Q. Do you understand that no one on today's 21 deposition is contending that you've done anything 22 wrong in the care and treatment of Mrs. Converse? 23 A. I do. 24 Q. Doctor, we've never spoken before today, 25 have we?</p>

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1 Q. Okay. And then you see here on page 4 of
2 this path report it says [REDACTED]
3 [REDACTED]
4 [REDACTED]?
5 A. Yes.
6 Q. Again, do you have any impressions or
7 understandings about why we're seeing a reference to
8 [REDACTED] in the same record?
9 A. The operative note [REDACTED]
10 [REDACTED]
11 [REDACTED]
12 [REDACTED]
13 [REDACTED]
14 [REDACTED]
15 [REDACTED]
16 [REDACTED].
17 Q. Okay. Very helpful. Thank you.
18 So at the end of the day Ms. Converse is
19 being diagnosed with a clear-cell ovarian cancer,
20 correct?
21 A. That is correct.
22 Q. Was there anything unusual to you about
23 Ms. Converse's histologic diagnosis?
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1 MS. GARBER: Object to the form.
2 THE WITNESS: I'm sorry, I seem to --
3 oh boy, okay. Sorry about that. Okay.
4 Could you repeat the question, sir. I
5 didn't -- I got interrupted by the phone.
6 Sorry.
7 BY MR. JAMES:
8 Q. Sure. No worries. And if you do need to
9 take a phone call or a break, just let us know at
10 any time. I should have said that earlier.
11 Was there anything unusual or remarkable
12 about this pathology report in your mind?
13 MS. GARBER: Object to the form.
14 THE WITNESS: No, nothing unusual.
15 BY MR. JAMES:
16 Q. These are -- this report is similar to the
17 reports that you see for many patients, correct?
18 A. Yes, that's right.
19 Q. Is there anything in this pathology report
20 that would have told you as a clinician what was the
21 cause of her cancer?
22 MS. GARBER: Object to the form.
23 THE WITNESS: What this pathology
24 report tells me is [REDACTED]
25 [REDACTED]

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1 [REDACTED]
2 [REDACTED]
3 [REDACTED]
4 [REDACTED].
5 BY MR. JAMES:
6 Q. Is there anything in this report, when you
7 look at this report, that would tell you as a
8 clinician that talc was the cause of Ms. Converse's
9 ovarian cancer?
10 MS. GARBER: Object to the form.
11 THE WITNESS: No.
12 BY MR. JAMES:
13 Q. Okay. I'm going to stop screen sharing the
14 pathology report and go back to looking at each
15 other for a quick sec.
16 Dr. Schwartz, do you recall consulting or
17 seeing with Mrs. Schwartz as recently as
18 September 2020?
19 A. I'm sorry, you asked me about with
20 Mrs. Schwartz?
21 Q. I'm sorry, thank you for catching. You have
22 a good ear, thank you.
23 Do you recall sitting -- seeing
24 Mrs. Converse as recently as September 2020?
25 A. I don't believe I saw her.

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1 Q. Do you recall consulting with her?
2 A. We had a telephone consultation.
3 Q. And did you have a chance to see that
4 medical record in the set of records that was
5 produced to you yesterday?
6 A. Yes, I did.
7 Q. I'm going to screen share this record with
8 you, Dr. Schwartz. And for purposes of the record
9 we are looking at Converse Hilary Dr. Peter Schwartz
10 125 through 130, which is part of Exhibit 4. And
11 the screen share is on its way, Dr. Schwartz.
12 A. Thank you. Okay. I see it says Scott James
13 started screen sharing.
14 Q. Okay. Dr. Schwartz, has that popped up with
15 you?
16 A. Yes, it has.
17 Q. Do you see here, again, that we are looking
18 at a record that has progress notes; is that right?
19 A. Yes.
20 Q. And this record reflects an appointment of
21 9/25/2020, correct?
22 A. Yes, it does.
23 Q. And if we look down we can see from the
24 interim history section of the report that you are
25 conducting a telephone appointment for a follow-up

<p style="text-align: right;">Page 90</p> <p>1 THE WITNESS: That was correct. Yes, 2 that was correct. 3 BY MR. JAMES: 4 Q. Did Ms. Converse ever ask you your medical 5 judgement about whether her perineal talc use caused 6 her ovarian cancer? 7 MS. GARBER: Object to the form. 8 BY MR. JAMES: 9 Q. I'm sorry, Doctor, I didn't hear your 10 answer. I'm sorry. 11 A. Not to my knowledge. 12 Q. To your knowledge, has Ms. Converse asked 13 any of her healthcare professionals whether her 14 perineal talc use caused her ovarian cancer? 15 A. Not to my knowledge. 16 Q. Doctor, finally, I see in your CV, that I 17 was scrolling through during my break, that you were 18 past president of the SGO; is that correct? 19 A. That is correct. 20 Q. And that's an organization that you maintain 21 active membership in; is that right? 22 A. Yes, that's correct. 23 Q. Are you aware of whether the SGO publishes 24 informational materials on ovarian cancer risk 25 factors?</p>	<p style="text-align: right;">Page 92</p> <p>1 C E R T I F I C A T I O N 2 I, MARGARET M. REIHL, a 3 Registered Professional Reporter, Certified 4 Realtime Reporter, Certified Court Reporter, 5 Certified LiveNote Reporter and Notary 6 Public, do hereby certify that the foregoing 7 is a true and accurate transcript of the 8 testimony as taken stenographically, by and 9 before me, remotely, via Zoom, to the best 10 of my ability, and on the date hereinbefore 11 set forth. 12 I DO FURTHER CERTIFY that I am 13 neither a relative nor employee nor attorney 14 nor counsel of any of the parties to this 15 action, and that I am neither a relative nor 16 employee of such attorney or counsel, and 17 that I am not financially interested in the 18 action. 19 20 21 ----- Margaret M. Reihl, RPR, CRR, CLR 22 CCR License #XI01497 NCRA License #047425 23 24 25</p>
<p style="text-align: right;">Page 91</p> <p>1 A. I assume they do. I have no direct 2 knowledge. I can't answer that. 3 Q. Do you maintain current contacts with anyone 4 at the SGO? 5 A. Are you talking about SGO headquarters? 6 Q. Yeah, let me rephrase. 7 Do you maintain current contacts with anyone 8 at SGO leadership? 9 A. No, not really. 10 MR. JAMES: Okay, Doctor, that's all 11 the questions I have again today. Thank you 12 for your time. 13 THE WITNESS: Thank you. 14 MS. GARBER: I don't have anything 15 further. Thank you so much, Doctor, for 16 your time. 17 THE WITNESS: Thank you. 18 THE VIDEOGRAPHER: Okay. The time is 19 11:50 a.m. Off record. 20 (Witness excused.) 21 --- 22 23 24 25</p>	<p style="text-align: right;">Page 93</p> <p>1 A C K N O W L E D G M E N T O F D E P O N E N T 2 I, PETER SCHWARTZ, M.D., do hereby 3 certify that I have read the foregoing pages 4 and that the same is a correct transcription 5 of the answers given by me to the questions 6 therein propounded, except for the 7 corrections or changes in form or substance, 8 if any, noted in the attached Errata Sheet. 9 10 11 12 _____ PETER SCHWARTZ, M.D. DATE 13 14 15 16 17 18 19 20 21 22 23 24 25</p>